

MRD.
11-24-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#8

In re the Application

Inventor(s): Takashi YUKITAKE et al. Art Unit 2613

12-23-03

Application No.: 09/833,769

Examiner R. Lee

Filed: April 13, 2001

For: METHOD FOR DETERMINING MOTION COMPENSATION

AMENDMENT

TERMINAL DISCLAIMER

Attn: Reissue Application
Subject to Expedited Consideration

Honorable Commissioner of
Patents and Trademarks
Washington, D. C. 20231

Sir:

The owner, MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD., a corporation organized under the laws of JAPAN, located at 1006 OAZA KADOMA, KODAMA-SHI, OSAKA, JAPAN, of 100% interest in the instant application, hereby:

(1) disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending Application Number 09/833,770. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the Application Number 09/833,770 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successor or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the Application Number 09/833,770, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

(2) disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending Application Number 09/833,680. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the Application Number 09/833,680 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successor or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the Application Number 09/833,680, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent

jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant; and

(3) disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending Application Number 09/559,627. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the Application Number 09/559,627 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successor or assigns.

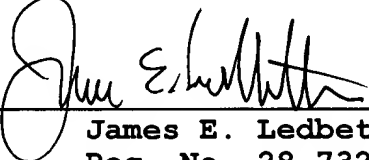
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the Application Number 09/559,627, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Pursuant to MPEP 804.02,IV, a single Terminal Disclaimer fee of \$110.00 is due:

"To avoid paying multiple terminal disclaimer fees, a single terminal disclaimer may be filed, wherein all the conflicting double patenting references are disclaimed therein." MPEP 804.02, IV, page 800-32.

The Terminal Disclaimer fee \$110.00 under 37 CFR 1.20(d) may be charged to Deposit Account No. 19-4375, but if additional fees are due, they also may be charged to Deposit Account No. 19-4375.

This submission is on behalf of the owner, MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD. The undersigned is an attorney of record.

By: 
Name: James E. Ledbetter
Reg. No. 28,732

Signed this 24th day of November, 2003.